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Attorneys for Defendants  
CITY OF SUNNYVALE,  
CHRIS SEARLE and DARREN PANG

UNITED STATE DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ERIKA CANAS, JOSE CANAS, a minor, by  
and through his guardian ad litem, and JESUS  
CANAS, by and through his guardian ad litem,

Plaintiffs,

vs.

CITY OF SUNNYVALE, CHRIS SEARLE,  
DARREN PANG and DOES ONE through  
TWENTY-FIVE,

Defendants.

Case No.: C08-05771 JF (PVT)

**STIPULATION AND ~~PROPOSED~~ ORDER  
CONTINUING CASE MANAGEMENT  
CONFERENCE AS MODIFIED BY THE COURT**

The parties, acting by and through their respective legal counsel, herein stipulate for an Order continuing the Case Management Conference from Friday, 10:30 a.m., May 14, 2010 to a new 9:00 a.m. hearing date of Friday, 10:30 a.m., July 9, 2010. The filing date of the Joint Case Management Statement is continued to July 2, 2010.

Good cause exists for this stipulation because defendants have filed a motion to dismiss the plaintiffs' Fourth Amended Complaint which is scheduled for hearing on Friday July 9, 2010. It is therefore presently uncertain which causes of action, if any, will proceed. The parties agree that said motion should be resolved and the case be "at issue" before the Case Management Conference is held with the Court.

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1 So Stipulated:

2  
3 Dated: May 5, 2010

ROBERTS & ELLIOT LLP

4  
5 By: /s/  
James Roberts, Attorney for Plaintiffs

6  
7  
8 Dated: May 5, 2010

BERTRAND, FOX & ELLIOT

9  
10 By: /s/  
11 Gregory M. Fox  
12 Attorneys for Defendants  
13 CITY OF SUNNYVALE, CHRIS SEARLE and  
DARREN PANG

14 **ATTORNEY ATTESTATION**

15 I hereby attest that I have on file all holograph signatures for any signatures indicated by a  
16 “conformed” signature (/s/) within this E-filed document.

17  
18 Dated: May 5, 2010

/s/  
Gregory M. Fox

19  
20 **ORDER**

21 Good cause appearing, the stipulation is so ordered.

22  
23 Dated: 5/6/2010, 2010

24  
25  
26   
27 Honorable Jeremy Fox  
28 UNITED STATES DISTRICT COURT